



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: MCCORVEY, Robert

SERIAL NO.: 10/784,097

ART UNIT: 3725

FILED: February 23, 2004

EXAMINER: Le, H.C.

TITLE: PROCESS AND APPARATUS FOR FORMING OVERSIZED CIRCULAR PIPE

Supplemental Amendment A: REMARKS

Director of the U.S. Patent
and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action of October 31, 2005, a response being due with a shortened statutory period of response set to expire on December 31, 2005, and in response to a Notice of Non-Compliant Amendment, having a response due by February 19, 2006, please enter the present amendments and consider the following remarks:

Applicant respectfully re-submits the present Supplemental Amendment "A" in a revised format in response to the Notice of Non-Compliant Amendment of January 19, 2006. The Examiner indicated that the format of the Amendment should comply with 37 C.F.R. § 1.121. Applicant respectfully contends that the present amendment is now in compliance with the required amendment practice. The Examiner noted that Page 4 of the specification was missing. Applicant has submitted the contents of Page 4 by amendments to Paragraphs [0008] through [0010], according to the formalities of specification amendments under 37 C.F.R. § 1.121. This new format of Supplemental Amendment "A" is now in the proper condition for consideration. The present supplemental

amendment has been filed before expiration of the shortened statutory period for response such that a fee for extension of time is not currently due.

Upon entry of the present amendments, original Claims 1 - 20 remain in this case. Reconsideration of the rejections, in light of the forgoing amendments and present remarks, is respectfully requested. The present amendments have been entered for the purpose of placing the application into a proper condition for allowance.

In the Office Action, it was indicated that the disclosure was objected to because of various informalities. In particular, original page 4 of the specification was missing from the materials reviewed by the Examiner. Additionally, there were various typographical errors found on pages 10 - 15. Importantly, the Examiner has indicated that Claims 1 - 20 would be allowable upon the correction of the various informalities herein.

In reply to the Official Action, Applicant has revised the specification in accordance with the Examiner's suggestions with respect to language found on pages 10 - 15. Additionally, Applicant is enclosing herewith a replacement page 4 in the form of amendments to Paragraphs [0008] through [0010] by inserting the contents of Page 4 in the relevant paragraphs.

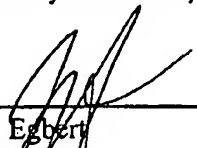
Applicant notes that the reference numeral "120" was repeated in paragraphs [0041] and [0042]. As such, Applicant has revised the element 120 in paragraph [0042] to be "122". Figure 7 of the drawings has been revised so as to reflect this correction.

On this basis, Applicant contends that Claims 1 - 20 are now in a proper condition for allowance. Reconsideration of the rejections and allowance of the claims at an early date is earnestly solicited. Since no new claims have been added above those originally paid for, no additional fee is required.

Respectfully submitted,

1-30-06
Date

Customer No. 24106



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CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

I hereby certify that the attached correspondence comprising:

Supplemental AMENDMENT "A"

is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

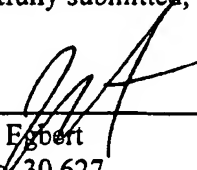
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

on 1-30-06.

Respectfully submitted,

Date

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UNITED STATES PATENT AND TRADEMARK OFFICE



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/784,097	02/23/2004	Robert L. McCorvey	1962-1	6900

7590 01/19/2006
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EXAMINER

LE, HUNG CHARLIE

ART UNIT	PAPER NUMBER
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3725

DATE MAILED: 01/19/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**Notice of Non-Compliant
Amendment (37 CFR 1.121)**

10784097
Examiner

Applicant(s)

Art Unit

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 01-04-06 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other "replacement" pages are not acceptable.
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____.
- ☐ 3. Amendments to the drawings:
- ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
 - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
 - ☐ C. Other _____.
- ☐ 4. Amendments to the claims:
- ☐ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☐ E. Other: _____.
- ☐ 5. The amendment is unsigned or not signed in accordance with 37 CFR 1.4.

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf>.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted within the time period set forth in the final Office action.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121 or 1.4, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a *Quayle* action.

Extensions of time are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

Failure to timely respond to this notice will result in:

Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or

Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

R. Johnson

571-272-4359

Legal Instruments Examiner (LIE)

Telephone No.